



Punjab Government Gazette

EXTRAORDINARY

Published by Authority

CHANDIGARH, MONDAY, MAY 8, 2023

(VAISAKHA 18, 1945 SAKA)

LEGISLATIVE SUPPLEMENT

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PART III**GOVERNMENT OF PUNJAB**

OFFICE OF EXCISE COMMISSIONER PUNJAB, PATIALA

NOTIFICATION

The 5th May, 2023

No. G.S.R. 52/P.A.1/1914/S.59/Amd.(158)/2023.-In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (Punjab Act 1 of 1914), read with the Government of Punjab, Department of Excise and Taxation, Notification No.S.O.59/P.A.1/1914/S.9/2022, dated the 24th June, 2022, and all other powers enabling me in this behalf, I, Varun Roojam, I.A.S., Excise Commissioner, exercising the powers of Financial Commissioner, make the following rules, further to amend the Punjab Liquor License Rules, 1956, namely:-

RULES

1. (1) These rules may be called the Punjab Liquor License (Third Amendment) Rules, 2023.
- (2) They shall be deemed to have come into force on and with effect from the-
 - (i) 1st day of April, 2023; and
 - (ii) in case of L-2 (Airport) from the 15th day of April, 2023.
2. In the Punjab Liquor License Rules, 1956 (hereinafter referred to as the said rules), in rule 1, in the Table, given under the heading "I. Foreign Liquor", after Form L-2A, the following Form "L-2 (Airport)" shall be inserted, namely:-

| | | | | |
|----------------|---|-----------|--|----|
| "L-2 (Airport) | Retail vend of Foreign Liquor (including BIO Brands) Wine and Beer at Airport for consumption of the premises | Fixed fee | Collector with the prior approval of Excise Commissioner | -" |
|----------------|---|-----------|--|----|

3. in the said rules, in rule 25, in sub-rule (1), in the Table, in serial no. 4, for the existing entries relating thereto, the following shall be substituted, namely:-

| | | | | | |
|-----|---------------------|--------------------------|----------------------------|---------------------------|----|
| "4. | L-2 Airport (Group) | Vend At Arrival terminal | Vend At Departure terminal | Total For Airport (Group) | -" |
| | (i) Mohali | 2.50 crore | 3.50 crore | 6 crore | |

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| | | | |
|---|------------|------------|---------|
| (ii) Amritsar | 1.60 crore | 2.40 crore | 4 crore |
| (For duty paid shops at Airports) | | | |

4. In the said rules, in rule 38,-

(i) in special condition 1, in clause (d), below the Table, the following note shall be added, namely: -

“Note: Monthly non-refundable security amount for a particular month shall be payable by the 15th day of the same month. If the entire non-refundable security amount for a month is not paid by 15th day of the same month, a show cause notice for cancellation shall be issued to the licensee with the direction to deposit the due non-refundable security amount by 25th day of the same month along with interest failing which his license shall be cancelled by the Collector-cum- Deputy Commissioner (Excise) with effect from 26th Day of the same month. Interest shall be chargeable at the rate of 1.5 percent per month to be calculated on daily basis on delayed payments.”;

(ii) after special condition 2-A, the following condition shall be inserted, namely:-

“L-2 (Airport) A license in form L-2 (Airport) for retail vends of foreign liquor (including BIO Brands) Wine and Beer at Airport for consumption off the premises, -

(a) the license L-2 (Airport) is for retail sale;

(b) this license shall be granted.-

(i) the first right of refusal shall be with the existing licensee;

(ii) in case, the existing licensee does not avail this opportunity, the contract entered by CHIAL/AAI with the existing licensee for duty paid shop at the Airport, for five years, shall be terminated. Thereafter, the Airport Authority shall initiate the process of allotment of shops afresh;

(c) the fixed license fee shall be rupees six crore for Airport at Mohali and rupees four crore for Airport at Amritsar. This Fixed License Fee shall not be calculated on pro-rata basis. The license shall not be renewable. It shall be granted afresh on yearly basis;

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- (d) tasting area, shall be allowed with the prior permission of concerned authority of the Airport. For which an additional fee of rupees one lakh, shall be charged;
- (e) the licensee shall pay an assessed fee at the rate of rupees fifty per proof litre and all other levies at the rate as applicable to L-2 at the time of issue of the permit and passes. These levies shall not be part of license fee;
- (f) security money shall be equal to the 17 per cent of the total license fee, which shall be payable at the time of grant of license. This security money shall be adjustable in license fee during the months of February and March, 2024;
- (g) the licensee shall pay monthly installment of license fee as under:-

| License fee for the Month of | Instalment of License Fee in %age of total license fee | Adjustment of security money in license fee (in % age of total license fee) | Net Instalment of license fee in % age of total license fee |
|------------------------------|--|---|---|
| April | - | - | - |
| May | 7.8 | 0.00 | 7.8 |
| June | 7.8 | 0.00 | 7.8 |
| July | 7.8 | 0.00 | 7.8 |
| August | 7.8 | 0.00 | 7.8 |
| September | 7.8 | 0.00 | 7.8 |
| October | 7.8 | 0.00 | 7.8 |
| November | 8.0 | 0.00 | 8.0 |
| December | 10.4 | 0.00 | 10.4 |
| January | 10.4 | 0.00 | 10.4 |
| February | 10.4 | 4.00 | 6.4 |
| March | 14.00 | 13.00 | 1.00 |
| Total | 100.00 | 17.00 | 83.00 |

- (h) the licensee, shall procure its supply from the L-1 Licensee. The supply price shall include the excise duty already paid by L-1 Licensee;

- (i) the brands having EDP/EBP more than rupees twenty-five hundred shall only be allowed to be sold from this vend;
- (j) the provisions of interest, penalty and cancellation of license as prescribed in these rules for late deposit of license fee shall be applicable as in case of L-2 license;
- (k) all other provisions of the Punjab Excise Act, 1914 and rules made thereunder as applicable to L-2 license shall apply."

VARUN ROOJAM,
Excise Commissioner, Punjab.